



Section 3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Interim Patent Application of
ERIC CLEVER ET AL.

Serial No. 09/188,702

Filed: August 13, 1998

For: Hermaphroditic (Genderless)
Construction System

Box Missing Parts
Assistant Commissioner for Patents
Washington, DC 20231

Group Art Unit

Examiner

I hereby certify that this document is being
deposited with the U.S. Postal Service as first
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D.C. 20231, on Dec 9, 1998

Norman E. Lehrer
Norman E. Lehrer, Reg. No. 26,561

Sir:

**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION**

In response to the Notice to File Missing Parts of Application mailed December 2, 1998 (copy enclosed) Applicants are enclosing herewith an executed Declaration and Verified Statement Claiming Small Entity Status. Also enclosed is the undersigned's check in the amount of \$460 covering the filing fee and surcharge for late filing.

Please charge any deficiency or credit any overpayment of these fees to the undersigned's deposit account No. 12-1023.

Respectfully submitted,

ERIC CLEVER ET AL.

By:

Norman E. Lehrer
Norman E. Lehrer

Registration No. 26,561

DEC 14 1998



Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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00000000 00000000 CLEVER

E 5012-2

0232/1202

NORMAN L. LITHEK
1205 NORTH FLING HIGHWAY
CHERRY HILL, N.J. 08034

NOT ASSIGNED

3627

DATE MAILED:

12/02/98

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

In Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of **\$65.00** for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ small entity (statement filed) ☐ non-small entity is \$ 460.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
☐ insufficient.

Applicant must submit \$ 395 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unexecuted.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

12/10/1998 CHDMS 0000044 0110702
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